

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of:	David Zahner
Serial No.:	10/062,588
Filing Date:	July 5, 2001
For:	Towel Products
Examiner:	Mark Spisich
Art Unit:	3723
Attorney Docket No.:	P-73509-US

Patent Application

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Petition to Accept Unintentionally Delayed Priority Claim

Applicant hereby petitions to accept an unintentionally delayed claim for the benefit of a prior-filed application under 35 U.S.C. §120, 37 C.F.R. §1.78(a)(3), and M.P.E.P. §201.11.

Pursuant to 37 C.F.R. §1.78(a)(3), such a petition requires: (i) the reference required by 35 U.S.C. §120 and paragraph (a)(2) of this section to the prior filed application; (ii) the surcharge set forth in §§ 1.17(t); and (iii) A statement that the entire delay between the date the claim was due under paragraph (a)(2)(ii) of this section and the date the claim was filed was unintentional.

With respect to the required reference under (I), it is as follows:

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– Related Applications

The present application is a continuation of U.S. Nonprovisional Application Serial No. 09/738,555 filed December 15, 2000 (now abandoned), which claims the priority of U.S. Provisional Application Serial No. 60/171,081 filed December 15, 1999, the latter application being fully incorporated herein by reference.

The present application is also a continuation-in-part of U.S. Nonprovisional Application Serial No. 09/738,545 filed December 15, 2000 (now abandoned), which claims the priority of U.S. Provisional Application Serial No. 60/171,081 filed December 15, 1999.

The present application is also a continuation-in-part of U.S. Nonprovisional Application Serial No. 09/617,402 filed July 17, 2000 (patented as U.S. Patent No. 6,494,248), which claims the priority of U.S. Provisional Application Serial No. 60/171,081 filed 12/15/99, U.S. Provisional Application Serial No. 60/203,873 filed May 12, 2000, U.S. Provisional Application Serial No. 60/143,853 filed July 15, 1999, and U.S. Provisional Application Serial No. 60/150,876, filed August 26, 1999, all of which are fully incorporated herein by reference.

The present application also claims the priority of U.S. Provisional Application Serial No. 60/217,747 filed July 12, 2000, which is fully incorporated herein by reference.

The priority benefit of all of those prior applications is hereby claimed.–

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The above reference is also provided in an Amendment to the Specification submitted concurrently herewith. The incorporations by reference listed therein are believed to be proper since those applications were incorporated by reference at the time that the present application was filed.

With respect to the surcharge set forth under §1.17(t), a check in payment of the amounts due is enclosed. Should any further fees be required, authorization is hereby provided to charge all amounts due to Deposit Account No. 50-3355. *Please note that Applicant claims small entity status.*

In addition, the entire delay between the date the claim was due under paragraph (a)(2)(ii) of this section and the date the claim was filed was unintentional. The error in the priority claim came to counsel's attention during preparation of the Issue Fee transmittal, and as a result, the present petition is being submitted.

Counsel thanks the Patent Office in advance for its consideration of this petition.

Dated: May 24, 2010

Respectfully submitted,

/Morris E. Cohen/

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